

Exhibit 1

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**SUPERIOR COURT OF NEW JERSEY
LAW DIVISION – MERCER COUNTY**

**THE STATE OF NEW JERSEY, DEPARTMENT
OF TREASURY, DIVISION OF INVESTMENT,**

Plaintiff,

v.

**RICHARD FULD, JR., CHRISTOPHER M.
O'MEARA, JOSEPH M. GREGORY, ERIN
CALLAN, IAN LOWITT, DAVID GOLDFARB,
HERBERT H. McDADE, III, THOMAS RUSSO,
MARK WALSH, MICHAEL AINSLIE, JOHN F.
AKERS, ROGER S. BERLIND, THOMAS H.
CRUIKSHANK, MARSHA JOHNSON EVANS,
CHRISTOPHER GENT, ROLAND A.
HERNANDEZ, HENRY KAUFMAN, JOHN D.
MACOMBER, and ERNST & YOUNG LLP,**

Defendants.

Case No.:

JURY TRIAL DEMAND

